

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**CRIMINAL JUSTICE**  
**Senator Evers, Chair**  
**Senator Dean, Vice Chair**

**MEETING DATE:** Monday, April 4, 2011  
**TIME:** 3:15 —5:15 p.m.  
**PLACE:** Mallory Horne Committee Room, 37 Senate Office Building

**MEMBERS:** Senator Evers, Chair; Senator Dean, Vice Chair; Senators Dockery, Margolis, and Smith

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 746</b> Altman (Similar CS/H 105)	Open House Parties; Provides that a person who violates the open house party statute a second or subsequent time commits a misdemeanor of the first degree. Provides that a person commits a misdemeanor of the first degree if the violation of the open house party statute causes or contributes to causing serious bodily injury or death. Provides criminal penalties.  RI 03/09/2011 Favorable CJ 03/28/2011 CJ 04/04/2011 Fav/CS BC	Fav/CS Yeas 5 Nays 0

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
<b>Senate Confirmation Hearing:</b> A public hearing will be held for consideration of the below-named executive appointment to the office indicated.			
<b>Secretary of Juvenile Justice</b>			
2	Walters, Wansley Hancock ()	Pleasure of Governor	Recommend Confirm Yeas 5 Nays 0

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
3	<b>CS/SB 226</b> Children, Families, and Elder Affairs / Smith (Similar H 1143)	Human Services; Allows the national accreditation of human service providers to substitute for certain agency licensure and monitoring requirements. Requires a single lead agency to be responsible for monitoring human services delivery for designated populations. Requires agencies to provide an analysis of every new governmental mandate to an affected contractor before the mandate may be required or imposed, etc.  CF 03/22/2011 Fav/CS CJ 04/04/2011 Temporarily Postponed GO BC	Temporarily Postponed

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4	<b>SB 372</b> Bogdanoff (Compare CS/H 1379)	Pretrial Programs; Requires each pretrial release program established by ordinance of a county commission, by administrative order of a court, or by any other means in order to assist in the release of a defendant from pretrial custody to conform to the eligibility criteria set forth by the act. Preempts any conflicting local ordinances, orders, or practices. Requires that the defendant satisfy certain eligibility criteria in order to be assigned to a pretrial release program, etc.  CJ 03/22/2011 Temporarily Postponed CJ 03/28/2011 Not Considered CJ 04/04/2011 Temporarily Postponed JU BC	Temporarily Postponed
5	<b>CS/SB 786</b> Judiciary / Diaz de la Portilla (Similar H 1089)	Landlord and Tenant; Provides that provisions governing residential tenancies do not apply to a person not legally entitled to occupy the premises.  JU 03/22/2011 Fav/CS CJ 04/04/2011 Temporarily Postponed RC	Temporarily Postponed
6	<b>SB 834</b> Wise (Identical H 547)	Mentally Deficient and Mentally Ill Defendants; Defines the term "traumatic brain injury." Revises the definition of the term "mental illness."  CJ 04/04/2011 Temporarily Postponed JU BC	Temporarily Postponed
7	<b>SB 846</b> Benacquisto (Identical H 595)	Prevention of Child Exploitation; Prohibits controlling or intentionally viewing any photograph, motion picture, exhibition, show, representation of an image, data, computer depiction, or other presentation that includes sexual conduct by a child. Provides penalties. Conforms provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act, etc.  CJ 04/04/2011 Fav/CS JU BC	Fav/CS Yeas 3 Nays 0

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8	<b>SB 1168</b> Oelrich (Similar CS/H 409)	Public Records/Victim of a Sexual Offense; Exempts from public records requirements the dissemination of a photograph, videotape, or other image of any part of the body of a victim of a sexual offense which is made or broadcast by a video voyeur and which constitutes criminal investigation information or criminal intelligence information in an agency investigation. Provides a finding of public necessity, etc.  CJ 04/04/2011 Fav/CS JU GO	Fav/CS Yeas 3 Nays 0
9	<b>SB 1328</b> Hays (Similar CS/H 677)	Public Records/Office of Financial Regulation; Provides a public records exemption for certain information provided to the Office of Financial Regulation on a confidential basis or developed as part of a multiagency investigation. Provides for future repeal and legislative review of the exemption under the Open Government Sunset Review Act. Provides a statement of public necessity.  BI 03/22/2011 Favorable CJ 04/04/2011 Fav/CS GO	Fav/CS Yeas 3 Nays 0
10	<b>SB 1588</b> Latvala (Identical H 1333)	Licensed Security Officers; Provides that a person who engages in any activity for which a specified provision requires a license, but acts without having a license, commits a misdemeanor of the first degree. Authorizes the Department of Agriculture and Consumer Services to impose a civil penalty not to exceed a specified amount. Provides that a person who impersonates a security officer or other designated officer during the commission of a felony commits a felony of the second degree, etc.  CM 03/29/2011 Fav/1 Amendment CJ 04/04/2011 Fav/CS BC	Fav/CS Yeas 3 Nays 0
11	<b>SB 1790</b> Storms	Driving Under the Influence; Prohibits a state or local law enforcement agency from operating a "no refusal" DUI checkpoint.  TR 03/22/2011 Favorable CJ 04/04/2011 Temporarily Postponed JU	Temporarily Postponed

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12	<b>SB 1808</b> Díaz de la Portilla (Similar H 1449)	Assault or Battery ; Increases the mandatory minimum term of imprisonment for battery of a law enforcement officer or firefighter while possessing a firearm or destructive device. Increases the mandatory minimum term of imprisonment for such a battery while possessing a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun.  CJ 04/04/2011 Temporarily Postponed BC	Temporarily Postponed
13	<b>SB 1886</b> Wise (Identical H 1039)	Controlled Substances; Includes certain hallucinogenic substances on the list of controlled substances in Schedule I. Reenacts provisions relating to prohibited acts and penalties regarding controlled substances and the offense severity chart of the Criminal Punishment Code, to incorporate the amendment to s. 893.03, F.S., in references thereto.  CJ 04/04/2011 Fav/1 Amendment BC	Fav/1 Amendment (567276) Yeas 4 Nays 0
14	<b>SB 1890</b> Storms (Compare CS/H 1277)	Sexual Predator Identifiers; Requires that a sexual predator supply the Internet identifier used by the sexual predator rather than the instant message name upon registration as a sexual predator. Prohibits a minor from intentionally or knowingly using an electronic communication device to transmit, distribute, or display a visual depiction of himself or herself which depicts nudity or for the minor to intentionally or knowingly possess a visual depiction of another minor that depicts nudity and is harmful to minors. Provides an exception. Provides criminal penalties, etc.  CJ 04/04/2011 Temporarily Postponed JU BC	Temporarily Postponed
15	<b>SB 2010</b> Braynon (Similar CS/H 369, Compare H 4215, S 2018)	Faith- and Character-based Correctional Programs; Provides requirements for faith-and character-based programs. Deletes provisions relating to funding. Revises requirements for participation by inmates in such programs. Deletes provisions requiring the assignment of chaplains to community correctional centers, etc.  CJ 04/04/2011 Fav/CS BC	Fav/CS Yeas 4 Nays 0

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16	<b>SB 2018</b> Braynon (Identical H 4215, Compare CS/H 369, S 2010)	Faith-based Prison Programs; Deletes a requirement that a specified percentage of inmates in such programs be within 36 months of release.  CJ      04/04/2011 Temporarily Postponed BC	Temporarily Postponed